

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Sri I.R.V. Gopal Rao, Panchayat Secretary (Retired), Lemallepadu Gram Panchayat, Vatticherukuru (M), Guntur District – Misappropriation of Government funds and Dereliction of duties – Disciplinary action initiated under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991– Charges framed – Enquiry conducted – Charge proved - Show cause notice Issued – Explanation received – Imposing a penalty of 25% cut in pension permanently under rule 9 of APRP Rules, 1980 – Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.IV) DEPARTMENT

G.O.Rt.No. 1820

Dated:20.11.2013.

Read the following:

- 1) Procs.No.4217/2006-G4, Dt.15.12.2006 of the Dist. Collector (PW), Guntur.
- 2) Explanation of Sri I.R.V.Gopal Rao, Pt. Secy., dt.29.12.2006
- 3) Procs.No.4217/2006/G4, Dt.23.04.2008 of the District Collector (PW), Guntur, dt.23.04.2008
- 4) Lr.No.684/2012-D, Dt.30.03.2012 of the RDO & EO, Guntur.
- 5) Procs.No.4217/2008-G3, Dt.30.04.2012 of the DPO, Guntur.
- 6) Explanation of I.R.V. Gopal Rao, Pt. Secy. (Retd.), dt.7.05.2012.
- 7) Govt., Memo.No.17083/Vig.IV/A2/2012, dt: 04.02.2013.
- 8) Explanation of I.R.V. Gopal Rao, Pt. Secy. (Retd.), dt.29.04.2013.
- 9) Govt., Letter No.17083/Vig.IV/A2/2012-2, dt:21.08.2013.
- 10) From the APPSC, Hyd., Lr.No.1784/RT/2/2013, Dated:12.09.2013.

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In the reference 1st read above, disciplinary proceedings were initiated against Sri I.R.V. Gopal Rao, while working as Panchayat Secretary, Lemallepadu Gram Panchayat, Vatticherukuru Mandal of Guntur district, by framing the article of charge under rule 20 of A.P. Civil Services (Classifications, Control & Appeal) Rules, 1991, on the allegation of misappropriation of Government funds towards Pension and House Tax and he had submitted his explanation to the charges in reference 2nd read above.

2. After examining the written statement of defence, the Revenue Divisional Officer, Guntur was appointed as Inquiry Officer to conduct enquiry against the Charged Officer Sri I.R.V. Gopal Rao, Panchayat Secretary Lemallepadu Gram Panchayat, Guntur District as per rules in force in the reference 3rd read above.

3. After conducting regular enquiry, in the reference 4th read above, the Revenue Divisional Officer & Enquiry Officer has submitted his Inquiry Report and found that an amount of Rs.54,745.70 has been misappropriated by the Charged Officer. The charged officer has retired from service on 31.03.2012 on attaining the age of superannuation Podapadu Gram Panchayat, Pedakurapadu Mandal, Guntur District.

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4. In the reference 5th read above, a copy of the enquiry report was communicated to the charged officer to offer his explanation on the findings of the Enquiry Officer as required under rule 21 (4) of A.P. Civil Services (Classifications, Control & Appeal) Rules, 1991 and he has submitted his explanation on the Enquiry report stating that he has agreed to the recovery of misappropriated amount from his pensionary benefits in reference 6th cited.

5. Government after careful examination of the matter and keeping in view of the findings of the Inquiry Officer, it has been provisionally decided to impose a penalty of 25% cut in pension permanently besides recovery of an amount of Rs.54, 745.70 against Sri I.R.V. Gopal Rao, Panchayat Secretary, Lemallepadu Gram Panchayat, Vatticherukuru Mandal of Guntur district (now retired) under rule 9 of A.P. Revised Pension Rules, 1980, as the charges are held proved in the enquiry.

6. Accordingly, in the reference 7th read above, a show case notice was issued to the charged officer Sri I.R.V. Gopal Rao, Panchayat Secretary, Lemallepadu Gram Panchayat, Vatticherukuru Mandal of Guntur district (Retired) calling for his explanation as to why a penalty of 25% cut in pension permanently besides recovery of an amount of Rs.54, 745.70 should not be imposed against him under rule 9 of A.P. Revised Pension Rules, 1980 and he has submitted his explanation to the Show Cause vide reference 8th read above. Stating that due to lack of Departmental Procedure and ill health and the amount of Rs.54,746 (Rupees Fifty Four Thousand Seven Hundred Fifty Six) only was not accounted for properly within the stipulated time though he has not any mat intension. Further he has stated that the Mandal Parishad Development Officer, Pedakurapadu has already recovered the misappropriated amount of Rs. 54,746/- from his Gram Panchayat Funds Account vide Rc.No.63/A/2012, dated:08.03.2013.

7. The Secretary, A.P. Public Service Commission, who was consulted in the matter in the reference 9th read above, on the proposed punishment of Government and in the reference 10th read above, the Commission has agreed to the proposal of the Government to impose penalty of 25% cut in pension permanently on the charged officer Sri IRV Gopal Rao, Panchayat Secretary (Retired) under Rule 9 of Andhra Pradesh Revised Pension Rules 1980.

8. Government, after careful examination of the matter with reference to the material-on-record, explanation offered by the individual, findings of the inquiry officer and concurrence of the Andhra Pradesh Public Service Commission, have decided to impose a penalty of 25% cut in pension permanently against Sri I.R.V.Gopala Rao, Panchayat Secretary (Retried), Podapadu Gram Panchayat, Pedakurapadu Mandal, Guntur District under Rule 9(7) of the Andhra Pradesh Revised Pension Rules 1980. Accordingly, Government hereby impose a punishment of 25% cut in pension permanently against him.

9. As the recovery of misappropriated amount of Rs.54,746/- has already been done by the Mandal Parishad Development Officer vide his Lr.No.Rc.No.63/A/2012, dated:08.03.2013 the punishment is limited to a penalty of 25% cut in pension of the Charged Officer.

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10. The Commissioner, Panchayat Raj & Rural Employment and District Panchayat Officer, Guntur District shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V.NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To
The Individual through the Commissioner, Panchayat Raj &
Rural Employment, Hyderabad.
The Commissioner, Panchayat Raj & Rural Employment, Hyderabad.
The District Panchayat Officer, Guntur.

Copy to:

The Account General, AP., Hyderabad.
The District Treasury officer, Guntur District.
The Secretary to Vigilance Commissioner,
A.P. Vigilance Commission, Hyderabad,
The Secretary to A.P Public Service Commission,
The P.S. to M(PR&RWS).
The P.S. to Principal Secretary to (PR).
SF/SC.

//FORWARDED BY :: ORDER//

SECTION OFFICER